

US EPA ARCHIVE DOCUMENT

FGE Power, LLC
FGE Texas I and FGE Texas II
Prevention of Significant Deterioration Permit for Greenhouse Gas Emissions
PSD-TX-1364-GHG

Summary of Revisions in Final Permit

U.S. Environmental Protection Agency
April 28, 2014

Summary of the Formal Public Participation Process

The U.S. Environmental Protection Agency, Region 6 (EPA) proposed to issue a Prevention of Significant Deterioration (PSD) permit to FGE Power, FGE Texas I and FGE Texas II on March 7, 2014. The public comment period on the draft permit began March 7, 2014 and closed on March 20, 2014. EPA announced the public comment period through a public notice published in the *Colorado City Record* on March 20, 2014 and on Region 6's website. EPA also notified agencies and municipalities on March 18, 2014 in accordance with 40 CFR Part 124.

The Administrative Record for the draft permit was made available at EPA Region 6's office. EPA also made the draft permit, Statement of Basis and other supporting documentation available on Region 6's website, and available for viewing at the Mitchell County Public Library in Colorado City, TX.

EPA's public notice for the draft permit also provided the public with notice of the public hearing. The public notice stated that "Any request for a public hearing must be received by the EPA either by email or mail by April 16, 2014, and must state the nature of the issues proposed to be raised in the hearing...EPA maintains the right to cancel a public hearing if no request for a public hearing is received by April 16, 2014, or the EPA determines that there is not a significant interest. If the public hearing is cancelled, notification of the cancellation will be posted by April 18, 2014 on the EPA's Website <http://yosemite.epa.gov/r6/Apermit.nsf/AirP>. Individuals may also call the EPA at the contact number listed above to determine if the public hearing has been cancelled." EPA did not receive any written comments concerning the draft permit during the comment period, and did not receive any written requests for a public hearing. EPA posted its announcement that there would not be a hearing on April 18, 2014.

Revisions in Final Permit

The following is a list of administrative and clarifying changes for the *FGE Power, LLC (PSD-TX-1364-GHG) Prevention of Significant Deterioration Permit, Final Permit Conditions*.

1. Cover Sheet

The cover sheet titled "Prevention of Significant Deterioration Permit for Greenhouse Gas Emissions Issued Pursuant to the Requirements at 40 CFR §52.21" has been modified to state the following:

In accordance with 40 CFR §124.15(b)(3), this PSD Permit becomes effective ~~30 days after the service of notice of this final decision unless review is requested on the permit pursuant to 40 CFR §124.19~~ immediately upon issuance of this final decision.

This administrative change is made as a result of not receiving any comments during the comment period related to this action.

National Historic Preservation Act (NHPA)

On March 28, 2014, EPA sent a letter to the State Historic Preservation Officer (SHPO) requesting concurrence on EPA findings for FGE's cultural survey. The SHPO sent a letter with concurrence to the EPA on April 28, 2014.

EPA also sent letters on February 24, 2014 to Indian tribes identified by the Texas Historical Commission as having historical interests in Texas to inquire if any of the tribes have historical interest in the particular location of the project and to inquire whether any of the tribes wished to consult with EPA in the Section 106 process. EPA did not receive any requests from tribes to be consulting parties.